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PTO-1390 (Rev. 12-2004) Approved for use through 3/31/2007. OMB 0651-0021 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

ATTORNEY'S DOCKET NUMBER

BHC 03 1061

CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED PCT/EP2004/012897 13 November 2004 27 November 2003 TITLE OF INVENTION Process for the Preparation of a Solid, Orally Administrable Pharmaceutical Composition APPLICANT(S) FOR DO/EO/US Klaus BENKE Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: 1. This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. 🗶 is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). X An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). X Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. X An Information Disclosure Statement under 37 CFR 1.97 and 1.98. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. A preliminary amendment. An Application Data Sheet under 37 CFR 1.76. A substitute specification. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. A second copy of the published International Application under 35 U.S.C. 154(d)(4). A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 1) Certificate of Mailing under 37 C.F.R. 1.10; and Other items or information: 2) Itemized Return Receipt Postcard. 20. X

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Page 1 of 2

Date of Deposit: 24 May 2006

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U.S. APPLICATION NO. (if known, see 37 CFR 1.5)			INTERNATIONAL AP	INTERNATIONAL APPLICATION NO.			ATTORNEY'S DOCKET NUMBER	
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🗶 a) Basic na	ational fee			•••••	. \$300.00	\$ 300.00		
b) Examin	nation fee				. \$200.00	\$ 200.00		
				\$ 500.00				
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Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.								
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CLAIMS	NUMBER FIL	LED	NUMBER EXTRA RATE		RATE	\$		
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					SUBTOTAL =	\$ 1,400.00		
	of \$130.00 for furnishing the date (37 CFR 1.492(f)).	ne English tra	anslation later than 30 months	s from	n the earliest +	\$		
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	g the enclosed assignment te cover sheet (37 CFR 3.:		.21(h)). The assignment must	t be ac	ccompanied +	\$		
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	k in the amount of \$		to cover the above	e fees	is enclosed.			
b. 🗷 Please A dupli	b. Please charge my Deposit Account No. 13-3372 in the amount of \$ 1,400.00 to cover the above fees. A duplicate copy of this sheet is enclosed.							
c. X The Con Accoun	c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-3372. A duplicate copy of this sheet is enclosed.							
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NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.								
SEND ALL CORRESPONDENCE TO: Customer No. 35969								
Jeffrey M. Greenman Bayer Pharmaceuticals Corporation 400 Morgan Lane					SIGNATURE William F. G	han F. Gran		
West Haven, CT 06516					NAME	ray		
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IAP20 Rec'd PCT/PTD AFENMAY 2006

Attorney's Docket No.: BHC 03 1061

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Klaus BENKE

Serial No.: [to be assigned] National Stage Filing of PCT/2004/012897

Filed: herewith

For: Process for the Preparation of a Solid, Orally Administrable Pharmaceutical Composition

MAIL STOP PCT COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

24 May 2006

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that the attached correspondence comprising:

\boxtimes	Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing under 35 U.S.C. 371 [IN DUPLICATE];
\boxtimes	Application Data Sheet under 37 C.F.R. 1.76;
\boxtimes	Preliminary Amendment;
\boxtimes	English Translation of the Application (35 U.S.C. 371(c)(2));
\boxtimes	Copy of the International Application as filed (35 U.S.C. 371(c)(2));
\boxtimes	Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98 consisting of Transmittal of Information Disclosure Statement under 37 C.F.R. 1.97(b), Information Disclosure Citation (Modified Form PTO-1449) and copies of references cited therein;
\boxtimes	Return Receipt Post Card.
is, on t	he date shown below, being deposited with the United States Postal Service, in an

envelope as "Express Mail Post Office to Addressee" Mailing Label Number EQ 390 604 116 US addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

William F. Gray